Terrence Kay, OSB#814375 Terrence Kay, P.C. 3155 River Road S., Suite 150 Salem, OR 97302-9836 Telephone: 503/588-1944

Fax: 503/588-1946

Email: Terrence@kaylawfirm.com

Attorney for Petitioner Catherine Bellinger

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

In the Matter of: UNITED AIRLINES MANAGEMENT AND ADMINISTRATIVE 401(K) PLAN

CATHERINE BELLINGER,

Petitioner,

v.

UNITED AIRLINES MANAGEMENT AND ADMINISTRATIVE 401(K) PLAN; CLARENCE BELLINGER; and KATHRYN HIGBY,

Respondents.

Civil No. 3:09-CV-709-MO

PETITIONER'S NOTICE OF DISMISSAL PURSUANT TO FRCP 41(a)

Petitioner submits this voluntary notice of dismissal without prejudice in accordance with Federal Rule Civil Procedure 41(a)(1)(A)(i).

Dated this 17th day of September 2009.

/s/ Terrence Kay

Terrence Kay, P.C., OSB #814375

Telephone: 503/588-1944

Attorney for Petitioner Catherine Bellinger

Page 1 – Petitioner's Notice of Dismissal Under FRCP 41(a)

F:\BELLINGER\NoticeDismissal081809.1bf.doc

TERRENCE KAY, P.C.

Attorney at Law 3155 River Road S., Suite 150 - Salem, OR 97302 Telephone: 503/588-1944 Fax: 503/588-1946

Email: terrence@kaylawfirm.com

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing PETITIONER'S NOTICE OF DISMISSAL UNDER FRCP 41(a) on the following party(ies):

Carolyn D. Walker Stoel Rives LLP 900 SW 5th Ave Ste 2600 Portland OR 97204 *via fax if checked:* __ (503) 294-9358

and/or by electronic means through the Court's Case Management/Electronic Case File system.

Dated this 17th day of September 2009.

/s/ Terrence Kay

Terrence Kay, P.C., OSB #814375

Telephone: 503/588-1944

Attorney for Petitioner Catherine Bellinger